## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

| PRC Environmental, Inc.               | § |                                  |
|---------------------------------------|---|----------------------------------|
|                                       | § |                                  |
| Plaintiff,                            | § |                                  |
|                                       | § |                                  |
| v.                                    | § |                                  |
|                                       | § |                                  |
| The Resolve, her equipment, engines,  | § |                                  |
| tackle, furniture, apparel and        | § | Civil Action No. 4:12-cv-03576   |
| appurtenances, in rem, Barge 650-3,   | § |                                  |
| her equipment, engines, tackle,       | § | Fed. R. Civ. P. 9(h) – Admiralty |
| furniture, apparel and appurtenances, | § |                                  |
| in rem, Intrepid Ship Management,     | § |                                  |
| Inc., Vessel Management Services,     | § |                                  |
| Inc., and Crowley Maritime            | § |                                  |
| Corporation, in personam              | § |                                  |
|                                       | § |                                  |
| Defendants                            | § |                                  |

## PLAINTIFF'S NOTICE OF DISMISSAL

COMES NOW, Plaintiff and files this its notice of dismissal without prejudice pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i).

1. Plaintiff is PRC Environmental, Inc.; Defendants are The *Resolve*, her equipment, engines, tackle, furniture, apparel and appurtenances, *in rem*, Barge 650-3, her equipment, engines, tackle, furniture, apparel and appurtenances, *in rem*, Intrepid Ship Management, Inc., Vessel Management Services, Inc., and Crowley Maritime Corporation, *in personam*.

- 2. On December 7, 2012, Plaintiff sued Defendants.
- 3. Defendants have not been served with process and have not served an answer or a motion for summary judgment; therefore, voluntary dismissal without a Court order is proper pursuant to the above-cited authority.
- 4. This dismissal is without prejudice.

Respectfully submitted,

## THE KIM LAW FIRM

/s/ John H. Kim

John H. Kim TX State Bar No. 00784393 Federal ID No. 15626 4309 Yoakum Boulevard, Suite 2000 Houston, TX 77006

Telephone: 713 522 1177 Facsimile: 888 809 6793 jhk@thekimlawfirm.com

ATTORNEYS FOR PLAINTIFF

## **OF COUNSEL**:

Spagnoletti & Co. Francis I. Spagnoletti TX State Bar No. 18869600 Federal ID No. 5369 David S. Toy TX State Bar No. 24048029 Federal ID No. 588699 401 Louisiana Street, 8<sup>th</sup> Floor Houston, TX 77002 Telephone: 713 653 5600

Facsimile: 713 653 5650 fspagnoletti@spaglaw.com

dtoy@spaglaw.com

The Kim Law Firm
Denise H. Mitchell
TX State Bar No. 24010933
Federal ID No. 56991
denise@thekimlawfirm.com